

STATE OF MONTANA
OFFICE OF THE GOVERNOR
Executive Order No. 22-2007

EXECUTIVE ORDER EXTENDING THE CORRECTIONS ADVISORY COUNCIL WITHIN THE
DEPARTMENT OF CORRECTIONS, AS AMENDED

WHEREAS, Montana expects to continue experiencing a growth in the total offender population of about 6 percent annually into the second decade of the twenty-first century; and

WHEREAS, about 80 percent of Montana offenders are supervised and managed outside of prisons, compared with approximately 77 percent four years ago; and

WHEREAS, the prison population in Montana is expected to grow at a slower rate than the offender population in alternative programs and community corrections programs; and

WHEREAS, the probation and parole caseload grew by a rate of about two offenders per day during fiscal year 2007; and

WHEREAS, the demand for increased emphasis on prison alternative programs that focus on treatment services for mentally ill and drug-addicted offenders is expected to continue rising, and will require new facilities and programs to be established to meet that need; and

WHEREAS, strategic planning to ensure that the Department of Corrections has adequate capacity to handle the growing number of offenders in the future must be undertaken so that this growth can be managed in the most orderly and cost-effective fashion possible to benefit Montana taxpayers, offenders and those working in the corrections system; and

WHEREAS, this Administration has established corrections principles emphasizing public safety, community services, rehabilitation and caring for Montana offenders in-state, and timely planning for the anticipated growth in the offender population should be undertaken to achieve these principles.

NOW, THEREFORE, I, Brian Schweitzer, Governor of the State of Montana, by virtue of the authority vested in me under the laws and the Constitution of the State of Montana, do hereby extend, as amended, the Corrections Advisory Council within the Department of Corrections.

PURPOSE AND DUTIES

The Corrections Advisory Council shall:

- A. Analyze current adult and juvenile offender population trends and develop long-term projections;
- B. Determine the potential future infrastructure needs necessary to increase capacity within the following community corrections and prison alternatives programs in a way that keeps pace with anticipated growth during the next 10-15 years:
 1. probation and parole
 2. juvenile offenders
 3. prerelease centers

4. substance-abuse treatment
5. intensive supervision
6. mental health treatment
7. revocation and sanction.

C. Analyze the existing state-private partnerships being used to provide capacity in the corrections system and determine the ability of Montana private, nonprofit corporations to continue to fulfill this cooperative role with the State;

D. Review and analyze the existing infrastructure at Montana State Prison and the Montana Women's Prison and make recommendations on future needs; and

E. Report to the Governor the results of its work and the recommendations it develops for managing Montana's growing offender population.

COMPOSITION AND TERMS OF APPOINTMENT

The Council shall consist of at least 11 members, appointed by and serving at the pleasure of the Governor. The Governor shall designate ~~one member to serve as a~~ Chair ~~or Co-Chairs~~. Additional non-voting, ex-officio members may be appointed by the Governor. Their names and addresses of the Council members will be submitted by separate letter to the Secretary of State and the Montana Department of Corrections.

The Council is attached to the Department of Corrections for administrative purposes.

COMPENSATION AND TRAVEL

Council members eligible for compensation under § 2-15-122(5), MCA, shall be compensated in an amount to be determined by the Department head, not to exceed \$50 for each day in which the member is actually and necessarily engaged in the performance of Council duties. All Council members shall be reimbursed for travel expenses pursuant to § 2-15-122(5), MCA.

TERMINATION OF PRIOR EXECUTIVE ORDER

All prior Executive Orders relating to the Corrections Advisory Council are hereby superseded by this Order.

DURATION

The Corrections Advisory Council shall exist for two years from the effective date of this Order. This Order is effective immediately.

GIVEN under my hand and the Great Seal of the state of Montana this _____ day of _____, 2007.

BRIAN SCHWEITZER, Governor

Attest:

BRAD JOHNSON, Secretary of State